

MONTANA LEGISLATIVE HISTORY

Chapter 709 19 85

Bill H 727 S \_\_\_\_\_ Original bill & history C

H. Committee on Local Government

Hearing Date(s) Feb 12 ✓ C

Feb 14 ✓ C

\_\_\_\_\_ C

\_\_\_\_\_ C

Date Out Feb 14 ✓ C

S. Committee on Local Government

Hearing Date(s) Mar 18 ✓ C

\_\_\_\_\_ C

\_\_\_\_\_ C

\_\_\_\_\_ C

Mar 20 ✓ C

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Did this bill originate in an interim committee? Yes No

Committee \_\_\_\_\_

Report \_\_\_\_\_

Note: A Free Conference Committee was appointed, but its minutes were not recorded. Enclosed in this history is the report of the free conference committee.

HOUSE FINAL STATUS

TRANSMITTED TO SENATE  
 3/04 REFERRED TO JUDICIARY  
 3/11 HEARING  
 3/13 ADVERSE COMMITTEE REPORT 47 3  
 3/13 BILL KILLED

HB 727 INTRODUCED BY HANSEN, REAM, MILES  
 RULEMAKING AUTHORITY OF LOCAL HEALTH BOARDS RE:  
 SEWER SYSTEMS

2/08 INTRODUCED  
 2/08 REFERRED TO LOCAL GOVERNMENT  
 2/12 HEARING  
 2/15 COMMITTEE REPORT-BILL PASS AS AMENDED  
 2/18 2ND READING PASS 86 12  
 2/20 3RD READING PASS 86 12

TRANSMITTED TO SENATE  
 2/22 REFERRED TO LOCAL GOVERNMENT  
 3/19 HEARING  
 3/20 COMM REPORT-BILL CONCURRED AS AMENDED  
 3/23 2ND READING CONCURRED 49 0  
 3/26 3RD READING CONCURRED 50 0

RETURNED TO HOUSE WITH AMENDMENTS  
 4/08 2ND READING AMENDMENTS NOT CONCURRED 69 29  
 4/09 CONFERENCE COMMITTEE APPOINTED  
 4/22 CONFERENCE COMMITTEE DISSOLVED  
 4/22 FREE CONFERENCE COMMITTEE APPOINTED  
 4/23 FREE CONFERENCE COMMITTEE REPORT

HOUSE  
 4/23 2ND READING FREE CONFERENCE COMMITTEE  
 REPORT ADOPTED 89 8  
 4/23 3RD READING FREE CONFERENCE COMMITTEE  
 REPORT ADOPTED 92 6

SENATE  
 4/24 2ND READING FREE CONFERENCE COMMITTEE  
 REPORT ADOPTED 47 0  
 4/24 3RD READING FREE CONFERENCE COMMITTEE  
 REPORT ADOPTED 47 1

5/01 SIGNED BY SPEAKER  
 5/01 SIGNED BY PRESIDENT

5/02 TRANSMITTED TO GOVERNOR  
 5/10 SIGNED BY GOVERNOR  
 CHAPTER NUMBER 709 EFFECTIVE DATE: 10/01/85

HB 728 INTRODUCED BY FRITZ, DARKO, ET AL.  
 REQUIRES PSC APPROVAL FOR CORPORATE REORGANIZATIONS  
 OF PUBLIC UTILITIES  
 BY REQUEST OF PUBLIC SERVICE COMMISSION

2/08 INTRODUCED  
 2/08 REFERRED TO BUSINESS & LABOR  
 2/18 HEARING  
 2/20 ADVERSE COMMITTEE REPORT  
 2/21 BILL KILLED 70 28

Greg Jackson of the Urban Coalition, stated the impact is more evident in large counties as far as dividing support payments. As far as funding, they go on record in support of HB 517.

There were no opponents to HB 517.

In closing, Rep. Hansen wanted to remind the committee that on lines 10 and 11, it is permissive, not mandatory.

DISCUSSION OF HOUSE BILL NO. 517: Rep. Sands asked Gordon Morris if he really thinks that \$5 is required, that wouldn't \$3 or \$3.50 be enough to cover it. Mr. Morris said the question should be addressed to Rep. Hansen, who answered by saying that \$5 is not a magic figure. It takes 7-10 minutes to handle each case. The process involves considerable staff time.

Rep. Sands then asked if right now some counties don't deduct a certain percentage of the child payments to go to the county for administration, and Gordon Morris replied that right now he didn't think there is any such law.

CONSIDERATION OF HOUSE BILL NO. 727: Rep. Stella Jean Hansen, District 57, presented this bill to the committee. This bill expands the rulemaking authority of local boards of health to ensure maintenance of sewer systems not controlled by the department. In Missoula County, two systems have experienced problems with sewers, as well as other areas of the state. There are some proposed changes in 50-2-124, where the fine for violation will go from \$50 to \$500.

PROPOSERS: Jim Carlson of the Missoula County Health Department, stated they have had several instances of ground water problems, as well as sewer problems, which have cost a lot of money to fix. He mentioned one system in E. Missoula where an individual's basement was filled with sewage. He stated the part of the bill that raises the fine from \$50 to \$500 would remain in the local justice court. They do not feel very strongly about it and in many instances it would be easier to pay the fine than comply with local ordinances.

Al Sampson of Missoula, passed out a copy of a report from the Missoula County Health Department (Exhibit 1) which said the department's laboratory had tested 2,502 water samples, the highest number ever. The number of contaminated samples appeared to be on the rise.

Will Selser, representing the Lewis and Clark Health Department, stated they are seeing increasing numbers of multi-family sewer systems that are big enough to have problems. No one is really in charge of maintaining these systems. Several years ago Montana adopted ways of taking care of them and at that time the Health Department said they did not have enough personnel to take care of the problems. They have little or no authority

now, but this amendment would help to bring local health departments to these people. For those reasons, they stand in support of this bill.

There were no opponents to HB 727.

In closing, Rep. Hansen said she would like to point out that the State Health Department has the authority to make the inspections. She requested support of HB 727.

DISCUSSION OF HOUSE BILL NO. 727: Rep. Gilbert asked Rep. Hansen if this bill passes, on page 3, line 13-18 - does it mean one of these individuals could come and inspect his permanent septic tank. Rep. Hansen replied that the intent of this bill is not to violate the personal septic tank. Rep. Gilbert then asked if they could come to his place and inspect his system without his permission. Rep. Hansen said it may be possible under these rules. Rep. Gilbert then said when he sees the words "for the control" he suspects this could possibly be done; therefore, he felt there should be some changes.

Rep. Sands addressed Jim Carlson and said all of the rest of the authority that is contained in the current law deals with contagious communicable diseases that might endanger human life - none of it applies to section 5. He asked why the bill was drafted without the qualifying phrase? Mr. Carlson answered that it would be alright with them to include service connections.

CONSIDERATION OF HOUSE BILL NO. 616: Rep. Jan Brown, sponsor of the bill, appeared before the committee to present the bill. The purpose of this bill is to authorize creation of business improvement districts. This legislation would give a business district the ability to split taxes such as a shopping center.

PROPOSERS: Pat Melby, Helena Improvement Society, stated this is a society made up of downtown businesses in Helena. They use this as another tool to pursue that problem. This is enabling legislation that would authorize businesses and property owners in an area to get together. A petition of 60% of the property owners in the area would be a business district area. It would authorize a protest to be filed with the local government. A public hearing would be held to decide if a district should be approved. If over 50% would protest it would prevent proceedings for one year. The chief executive of the local government would appoint a board of trustees with the approval of the governing body, of 5-7 members. The city commissioner would hold a public hearing so residents could come to oppose or approve it. The funds raised through the levy would be used to administer the district. He concluded by saying that the people in downtown Helena have been interested in this type of legislation for a long time and they are asking for the opportunity to create such a district.

49th LEGISLATIVE SESSION -- 1985

Date Feb. 12, 1981

Please attach to minutes.

Environmental Health Division

Air Quality: Three new air pollution monitoring devices were purchased and installed to measure the inhalable (less than ten micron) fraction of airborne particles. One of the devices, manufactured by Dasibi, operates continuously and automatically, and provides hourly particulate levels. The two other instruments are high volume samplers fitted with special sampling heads for measuring specific particulate size fractions. The Dasibi has been installed at the Rose Park site and the two inhalable high volume samplers are located at Rose Park and Boyd Park. The data collected on these new devices will be used to assess the effect of Missoula's wood-burning regulations and to provide air quality data for calling ALERTs during future winters.

HB  
727

The Division called two ALERTs during the quarter. Both occurred in December - the first December 6th to the 9th and the second from December 19th to the 21st. Staff enforced the regulations during both ALERTs, giving out 25 packets of educational materials (educational enforcement only) during the first ALERT, and issuing 26 first offense Notice of Violations during the second ALERT. The Division received approximately 50 citizen complaints per day during the ALERTs, and enforcement staff made a concerted effort to respond to as many complaints as possible while in the field. Approximately 90 sole source and special need permits were issued during the quarter; staff also conducted inspections of the five permitted point sources.

Licensed Establishments: This program continues to steam right along with approximately 47 percent of Missoula County's licensed establishments having been inspected at least once so far this year. Nearly all environmental health specialists are registered sanitarians now, and every sanitarian has received licensed establishment inspection assignments as a part of their normal routine. 241 inspections were conducted during the quarter with approximately 10 percent of those being repeat or follow-up inspections.

Water Quality: During the 1984 calendar year, the Department's laboratory tested 2502 water samples, the highest number ever. The number of contaminated samples also appears to be on the rise, with over 331 wells showing bacterial contamination. Concerned that Missoula County's aquifers are beginning to show signs of degradation, the Division proposed the creation of a Water Quality Advisory Council. This group would assist the staff and the Board of Health in evaluating current policies and practices with regard to protecting the area's water resource and in formulating new ways to prevent continued degradation. The Council will consist primarily of individuals with expertise in hydrology, soils, chemistry, and other related disciplines.

Staff issued 99 new and replacement sewer permits, reviewed 4 subdivisions (consisting of a total of 41 lots), 52 COSs, and conducted 6 site evaluations during the quarter.

Day Care: Three day care centers were inspected by the Division during the quarter. Greg Oliver, in addition to conducting the licensing inspections, is teaching classes on child health topics, writing health protocols, and contributing a communicable disease column to a day care newsletter.

Received 1/28/85  
off report

Local Government COMMITTEE

DATE Feb. 12, 1985

SPONSOR Rep. Stella Jean Hansen

[illegible]

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

Switzer stated he objects to the amendment. It is entirely different and not in the scope of the bill. Rep. Kadas said if there is a problem they should ask for a committee bill.

Rep. Fritz moved that HB 484 DO PASS AS AMENDED, and this was seconded by Rep. Kadas. Motion CARRIED UNANIMOUSLY.

DISPOSITION OF HOUSE BILL NO. 504: Rep. Kadas made the motion of DO PASS, seconded by Rep. Fritz. Question being called for, motion FAILED on a 8 to 6 Roll Call Vote. Rep. Kitselman moved to reverse the vote to DO NOT PASS, and this was seconded by Rep. Switzer. Motion PASSED.

DISPOSITION OF HOUSE BILL NO. 687: Rep. Sales moved that HB 687 DO PASS, seconded by Rep. Brown. Rep. Sands moved to amend, and this was seconded by Rep. Sales. Lee Heiman explained the amendments. Question being called for on the amendments, motion PASSED. Rep. Fritz then moved that HB 687 DO PASS AS AMENDED, and this was seconded by Rep. Brown. Question being called for, motion PASSED UNANIMOUSLY.

DISPOSITION OF HOUSE BILL NO. 727: This bill was heard on Tuesday, February 12, 1985. Rep. Kadas moved that HB 727 DO PASS, seconded by Rep. Brown. Rep. Kadas moved to amend page 3, line 15, following "systems", insert "that have service connections from at least five separate parcels of land", and page 4, line 3, strike \$500 and insert \$200. Rep. Kitselman seconded the amendments. Question being called for, motion PASSED.

Rep. Hansen then moved that HB 727 DO PASS AS AMENDED, and this was seconded by Rep. Kadas. Rep. Brandewie stated he didn't think they had addressed all that is says here. Rep. Sands asked Rep. Hansen why the terminology on page 3 line 21, and Rep. Hansen said she did not know.

Rep. Sales moved to amend page 3, line 21, striking "and other sources that could affect the present or future beneficial uses of ground water". This was seconded by Rep. Pistoria. Question being called for, motion PASSED, with Rep. Fritz, Rep. Hansen and Rep. Kadas opposed to the amendment.

Rep. Brandewie then moved to amend by striking the whole Subsection (vi), and this was seconded by Rep. Gilbert. Rep. Brandewie said the state health department has the expertise to do it now, and he suggested leaving it to the state. Rep. Gilbert said he supports this motion. The EPA have very strict laws, and the rules are there. Now we are putting loads on people who are not equipped to take care of the problem. Rep. Hansen replied she would take exception to that statement. They are qualified both in the state and county health department.



Rep. Kadas said that if people had problems with it, they would have testified against it.

Rep. Hansen asked Rep. Gilbert why he wouldn't want to protect his ground water from pollution, and Rep. Gilbert replied that he does want it, but there is a problem with people not being qualified to take care of the problem.

Rep. Brown then offered a substitute motion to put a (.) period after "surface runoff" on line 29, page 3. Rep. Brandewie said he sees a problem with leaving section (vi) in there. Rep. Darko seconded Rep. Brown's substitute motion to amend. Question being called for, motion FAILED.

Question was then called for on Rep. Brandewie's motion to strike Subsection (vi), and motion PASSED on a 9 to 5 vote. Rep. Kadas then moved that HB 727 DO PASS AS AMENDED, and this was seconded by Rep. Hansen. Motion PASSED UNANIMOUSLY.

DISPOSITION OF HOUSE BILL NO. 414: Rep. Brown moved to DO PASS, and this was seconded by Rep. Sales. Rep. Kitselman moved to amend, seconded by Rep. Brown. Rep. Gilbert asked Lee Heiman if this is airtight so that we will not have the same situation as Shelby with the deputy sheriffs. Lee Heiman answered that he felt this accomplishes that.

Rep. Sands asked what it has done by adding 7-4-2510, and Lee Heiman answered this is the longevity. Rep. Sands then asked if 7-4-2508 is a sliding scale for employees of the department of public safety, and Lee Heiman replied no, but it is a sliding scale for sheriff salaries.

Question was called for, and motion CARRIED.

Rep. Brown then moved that HB 414 DO PASS AS AMENDED, which was seconded by Rep. Sales. Question being called for, motion CARRIED, with Rep. Pistoria and Rep. Switzer opposed.

DISPOSITION OF HOUSE BILL NO. 239: Rep. Wallin moved a DO PASS for HB 239, seconded by Rep. Brown. Rep. Sales moved amendments submitted by Sue Bartlett, Lewis and Clark County Clerk and Recorder. Rep. Brown seconded this motion. Question being called for, motion CARRIED. Rep. Sales then moved Rep. Wallin's amendments which were presented at the time of the bill, (front side of Bartlett's amendment), and this was seconded by Rep. Wallin. Rep. Brandewie stated he would like to see it all together, and moved that it be turned into a grey bill which would be drafted with all amendments included.

DISPOSITION OF HOUSE BILL NO. 384: Rep. Switzer moved that HB 384 DO NOT PASS, and this was seconded by Rep. Gilbert. Question being called for, motion CARRIED, with Rep. Kadas, Rep. Hansen, Rep. Fritz, Rep. Sales, and Chairman Darko voting "no". Rep. Sands did not vote.

LOCAL GOVERNMENT COMMITTEE

49th LEGISLATIVE SESSION -- 1985

Date Feb. 14, 19

Please attach to minutes.

February 14, 19 85

MR. SPEAKER:We, your committee on LOCAL GOVERNMENThaving had under consideration HOUSE Bill No. 727FIRST reading copy ( WHITE )  
colorRULEMAKING AUTHORITY OF LOCAL HEALTH BOARDS  
RE: SEWER SYSTEMS.Respectfully report as follows: That HOUSE Bill No. 727  
BE AMENDED AS FOLLOWS:

1. Title, line 7.

Strike: "AND TO PROTECT GROUND WATER FROM CONTAMINATION"

2. Page 3, line 12.

Following: "and"

Insert: "and"

3. Page 3, line 15.

Following: "systems"

Insert: "that have service connections from at least five  
separate parcels of land"

4. Page 3, line 18.

Strike: "and"

Insert: "and"

DO PASS

CONTINUED

5. Page 3, lines 19 through 23.  
Strike: subsection (vi) in its entirety

6. Page 4, line 3.  
Strike: "\$500"  
Insert: "\$200"

AND AS AMENDED,  
DO PASS

*See 2/15*

March 19, 1985

third class are governed by the annexation provisions of Sections 7-2-4321 through 7-2-4325, MCA.

#### PROPOSERS

Alec Hansen, representing the Montana League of Cities and Towns, spoke in favor of the bill. He said the bill merely moves towns in front of third class cities where they belong.

#### OPPOSERS

There were no opposers to HB 505.

Chairman Fuller opened the hearing for Committee questions. There were no Committee questions regarding HB 505.

ACTION TAKEN ON HOUSE BILL 505: Senator Crippen moved that HB 505 BE CONCURRED IN. The motion passed unanimously. Senator Crippen will carry the bill.

CONSIDERATION OF HOUSE BILL 727: Representative Stella Jean Hansen, District #57, is the sponsor of this bill. The bill was introduced to expand the rulemaking authority of local boards of health to ensure maintenance of sewer systems not controlled by the department and to increase penalties.

#### PROPOSERS

Jim Carlson, Sanitarian for the Missoula City-County Health Department, spoke in favor of the bill. He said the bill would allow local boards of health to adopt rules for the maintenance of small sewer systems. He said some entire sewer systems have failed due to a lack of maintenance. He said the bill would apply to systems that do not dump into State waters. He would also like to see the section on protecting ground water from contamination put back in the bill. It was amended out of the bill in the House. Some places dump into uncontrolled holes and contaminate ground water.

Howard Newman, a Missoula private consulting hydrologist, spoke in favor of the bill. He said Missoula County and other counties are unique for having a potential for ground water problems.

Will Selser, representing the Lewis and Clark County Health Department, spoke in favor of the bill. He supports the bill in its original state, which included the language regarding ground water.

Jim Campbell, Lewis and Clark County Commissioner, spoke in favor of the bill. He said it is very necessary that we have a way to respond to these potential problems.

March 19, 1985

Senator Dorothy Eck, District #40, said it is important for local boards of health to address this problem. She also said it is critical that the section regarding ground water be put back in.

#### OPPONENTS

Julie Hacker, representing the Missoula County Freeholders' Association, spoke in opposition to the bill. She is concerned with giving local boards of health more flexibility and authority. She is also concerned about what effect the bill would have on people who own animals.

Chairman Fuller opened the hearing for Committee questions.

Senator Pinsoneault asked why they took out the section on ground water in the first place. Alec Hansen said it had to do with the animal matter that Ms. Hacker mentioned.

Senator Fuller asked Mr. Carlson what the term "control and disposal" meant. Mr. Carlson said this means they could adopt rules for the design and installation of systems also, so that maintenance would then be easier to control.

Senator Fuller expressed his feeling that local health boards should not get into a situation of duplicating duties that the State already performs. Mr. Carlson said they diligently try not to duplicate efforts.

Senator Fuller asked if the State Health Department was in support of the bill. Mr. Carlson said they are.

The hearing was closed on HB 727.

CONSIDERATION OF HOUSE BILL 558: Representative Dennis Rehberg, District #88, is the sponsor of this bill. The bill was introduced to make any freeholder eligible to approve or disapprove annexation of property by a municipality providing services.

#### PROPOSERS

Lowry Risdahl, a Missoula resident, stated his support of the bill.

#### OPPONENTS

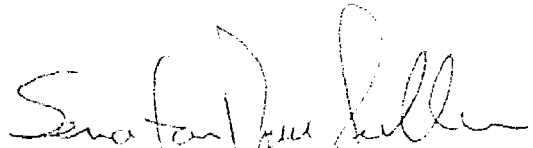
Jeff Stevens, Vice President of the Wapikiya Homeowners' Association in Missoula, spoke in opposition to the bill. He said the bill would require out of State property owners to respond within a twenty day time period. He feels the time period should be extended to forty-five days or thirty days at the least.

March 19, 1985

ACTION TAKEN ON HOUSE BILL 727: Senator Eck moved the bill be amended back to its original state. The motion passed with Senator McCallum voting no.

Senator Eck moved that HB 727 BE CONCURRED IN. The motion passed with Senators Hirsch, McCallum, and Story voting no. Senator Eck will carry the bill.

The meeting adjourned at 2:40 p.m.

  
\_\_\_\_\_  
Senator Dave Fuller, Chairman

# ROLL CALL

LOCAL GOVERNMENT

COMMITTEE

49th  
XXXX LEGISLATIVE SESSION -- 1985

Date 3-19-85

SENATE  
SEAT  
#

|    | NAME                          | PRESENT | ABSENT | EXCUSED |
|----|-------------------------------|---------|--------|---------|
| 13 | Senator Crippen, Bruce        | ✓       |        |         |
| 18 | Senator Eck, Dorothy          | ✓       |        |         |
| 11 | Senator Harding, Ethel        | ✓       |        |         |
| 47 | Senator Hirsch, Les           | ✓       |        |         |
| 4  | Senator McCallum, George      | ✓       |        |         |
| 28 | Senator Mohar, John (V.Chair) | ✓       |        |         |
| 44 | Senator Pinsoneault, Dick     | ✓       |        |         |
| 19 | Senator Regan, Pat            | ✓       |        |         |
| 21 | Senator Story, Pete           | ✓       |        |         |
| 43 | Senator Fuller, Dave (Chair)  | ✓       |        |         |
|    |                               |         |        |         |
|    |                               |         |        |         |
|    |                               |         |        |         |
|    |                               |         |        |         |
|    |                               |         |        |         |
|    |                               |         |        |         |

Each day attach to minutes.



# STANDING COMMITTEE REPORT

MARCH 28

19 85

MR. PRESIDENT

LOCAL GOVERNMENT

We, your committee on.....

HOUSE BILL

727

having had under consideration..... No.....

THIRD

BLUE

reading copy ( )

color

(ECK WILL CARRY)

RM

ROLEMAKING AUTHORITY OF LOCAL HEALTH BOARDS RE: SEWER SYSTEMS

HOUSE BILL

727

Respectfully report as follows: That..... No.....

be amended as follows:

1. Title, line 7.  
Following: "CONTAMINATION"  
Insert: "AND TO PROTECT GROUND WATER FROM CONTAMINATION"
2. Page 3, line 12.  
Following: "lives;"  
Strike: "AND"
3. Page 3, line 19.  
Following: "and"  
Strike: "and"  
Insert: "; and"
4. Page 3, line 24.  
Following: "water;"  
Insert: "(vi) to protect ground water from chemical and bacterial contamination from surface runoff, bulk materials transport and storage facilities, and other sources that could affect the present or future beneficial uses of ground water on adjacent properties."

AND AS AMENDED

BE CONCURRED IN

~~DO PASS~~

~~DO NOT PASS~~

Senator Dave Fuller

Chairman.

Local Gov't

2-1786

## VISITORS' REGISTER

[illegible]

AMENDMENTS TO HOUSE BILL 727 (bill concurred in as amended  
by Senate Local Government Committee, March 19, 1985)

1. Title, line 7.  
Following: "CONTAMINATION"  
Insert: "AND TO PROTECT GROUND WATER FROM CONTAMINATION"
3. Page 3, line 19.  
Following: "and"  
Strike: ". "  
Insert: "; and"
2. Page 3, line 12.  
Following: "lives;i"  
Strike: "AND"
4. Page 3, line 24.  
Following: "water."  
Insert: "(vi) to protect ground water from chemical and  
bacterial contamination from surface runoff, bulk  
materials transport and storage facilities, and other  
sources that could affect the present or future beneficial  
uses of ground water on adjacent properties."

individuals elected members of the board and the county clerk shall, immediately upon receiving their certificates of election, assume the duties of their respective offices."

Section 16. Section 7-2-2224, MCA, is amended to read:

"7-2-2224. Offices and supplies for new county. ~~The~~ If the new county has a new county seat under 7-2-2221, the board of county commissioners of the new county may provide a suitable place for the county officers and purchase supplies necessary for the proper conduct of the county government."

Section 17. Section 7-2-2243, MCA, is amended to read:

"7-2-2243. Compensation of commission members. Members of the board of commissioners provided for under 7-2-2241 shall receive a compensation of not to exceed \$8 ~~\$25~~ per day for every day they are actually employed under the provisions of this part. All of which expenses, together with the reasonable expenses of stationery, postage, and incidental expenses, shall be borne in equal proportions by the counties affected by such division, including said new county. The amounts payable by each county shall be paid by the treasurers of the respective counties after the same shall have been presented to and allowed by the board of county commissioners as is provided by law for claims against any county."

NEW SECTION. Section 18. Repealer. Sections 7-2-2203 and 7-2-2210, MCA, are repealed.

NEW SECTION. Section 19. Codification instruction. Sections 4, 5, and 7 are intended to be codified as an integral part of Title 7, chapter 2, part 22, and the provisions of Title 7, chapter 2, part 22, apply to sections 4, 5, and 7."

And, as amended, be concurred in. Report adopted.

## REPORTS OF SELECT COMMITTEES

Free Conference Committee  
on House Bill No. 727  
Report No. 1, April 22, 1985

Mr. President:

We, your Free Conference Committee on House Bill No. 727 met and considered:

House Bill No. 727.

We recommend as follows:

That House Bill No. 727, reference copy, be amended as follows:

1. Title, line 8.

Strike: "AND TO PROTECT GROUND WATER FROM CONTAMINATION"

2. Page 3, line 13.

Following: "AND"

Insert: "and"

3. Page 3, lines 16 and 17.

Strike: "THAT" on line 16 through "LAND" on line 17

Strike: “; AND”

Insert: “.”

5. Page 4, lines 1 through 5.

Strike: “(VI)” on line 1 through “.” on line 5

And that this Free Conference Committee report be adopted.

For the Senate:

Fuller, Chairman  
Eck  
McCallum

For the House:

Brandewie  
D. Brown  
Kitselman  
Miles

### MESSAGES FROM THE GOVERNOR

The Honorable William J. Norman  
President of the Senate  
State Capitol  
Helena, Montana 59620

April 23, 1985

Dear Mr. President:

This is to inform you that I have signed Senate Bills No. 19, 106, 411, and 436 on this date.

Sincerely,

Ted Schwinden  
Governor

### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The House, on 4/22/85, dissolved the conference committee on **House** amendments to SB 215 and appointed a free conference committee.

The Speaker appointed the following members:

Representative Addy  
Representative Harper  
Representative Ramirez  
Representative Thomas

The House, on 4/23/85, dissolved the conference committee on **House** amendments to SB 321 and appointed a free conference committee.

The Speaker appointed the following members:

Representative Cobb  
Representative Krueger  
Representative Mercer  
Representative Miles

The House, on 4/23/85, dissolved the conference committee on **House** amendments to SB 449 and appointed a free conference committee.

The Speaker appointed the following members:

Representative Bergene  
Representative Eudaily  
Representative Keenan  
Representative Waldron